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September 7, 2007

By Facsimile

Re: **One Communications Corp. v.**
J.P. Morgan SBIC LLC, et al.
Civil Action No. 07 Civ. 3905

Honorable Laura Taylor Swain
 United States District Judge
 United States District Court
 Southern District of New York
 500 Pearl Street
 New York, New York 10007

Dear Judge Swain:

MEMO ENDORSED

IT IS ORDERED that counsel to whom this Memo Endorsement is sent is responsible for faxing or otherwise delivering promptly a copy to all counsel and unrepresented parties and filing a certificate of such service within 5 days from the date hereof. Do not fax such certification to Chambers.

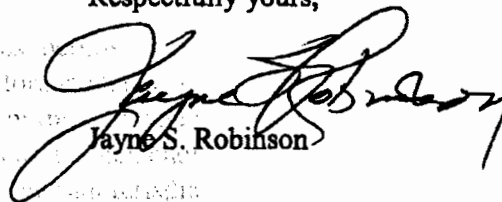
We represent defendants J.P. Morgan SBIC LLC and Sixty Wall Street SBIC Fund, L.P. (the "JP Morgan Defendants") in the above-referenced action. As we have previously informed Your Honor, our clients as well as other defendants intend to move to dismiss the complaint, which motions will be filed on Monday, September 17.

We are writing to request permission to file a brief of no more than 60 pages in support of the motion by the two JP Morgan Defendants. The 40 page complaint, seeking more than \$20 million in alleged damages, purports to allege Rule 10b-5 and multiple other claims against the JP Morgan Defendants, each of which claims is, we submit, dismissible on numerous grounds. The motion will also raise important jurisdictional issues under the federal Telecommunications Act of 1996. In order to avoid duplicative briefing, the other moving defendants intend to rely on the JP Morgan Defendants' brief as to those jurisdictional issues.

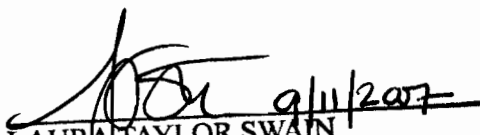
We thank the Court for its consideration.

Respectfully yours,

The request is granted.


 Jayne S. Robinson

SO ORDERED.


 9/11/2007
 LAURA TAYLOR SWAIN
 UNITED STATES DISTRICT JUDGE